

PUBLIC NOTICE

June 1, 2010

Hamilton County Circuit and Superior Courts Proposed Local Court Rule Change

The Judges of the Hamilton County Circuit and Superior Courts find good cause to deviate from the schedule for amending local court rules pursuant to Trial Rule 81(D), and request Supreme Court approval of the proposed amendments.

The following proposed additions, amendments and/or deletions to the Hamilton County Local Court Rules are posted for public comment:

LR29-AR00-106	<i>Fees for the Hamilton County C.A.R.E. Program (Amended)</i>
LR29-AR00-111	<i>Fees for the Hamilton County Drug Court (Addition)</i>
LR29-CR00-310	<i>Drug Court (Addition)</i>

*The above rules are on separate pages and deletions are shown by ~~striking~~ and new text is shown by **bold underlining**.*

Comments will be received until July 31, 2010, and should be sent to one of the following addresses:

*Administrator of the Courts
Hamilton County Courts
One Hamilton County Square, Suite 313
Noblesville, IN 46060-2232
E-Mail: orval.schierholz@hamiltoncounty.in.gov*

Following a review of the public comments, the Hamilton County courts will adopt, modify, or reject the proposed local rule change by September 30, 2010.

If approved, the effective date for this rule, will be January 1, 2011 or sooner.

LR29-AR00-106. FEES FOR THE HAMILTON COUNTY C.A.R.E. PROGRAM

106.10 The Judges of Hamilton County have established the following fees for the Hamilton County Court Assisted Rehabilitative Effort (“C.A.R.E.”) program:

Case Management	\$ 50
Assessment only	\$150
Assessment and Victim Impact panel	\$165
<u>Case Management</u> , Assessment, Victim Impact panel , and Education program	<u>\$395 not to exceed \$400</u>

LR29-AR00-111. FEES FOR THE HAMILTON COUNTY DRUG COURT

106.10 The Judges of Hamilton County have established the following fees for the **Hamilton County Drug Court**:

Service fee (per referral) not to exceed \$50

NOTE: Chemical testing fees will be assessed in addition to the Drug Court services fee.

LR29-CR00-310. DRUG COURT

310.10 The Hamilton County Drug Court is established to provide specialized services **including: clinical assessment, education, referral for treatment, and service coordination and case management for eligible defendants and probationers as determined by its written policies and procedures.**

310.20 The day-to-day operation and management of the drug Court shall be assigned to **Hamilton County Superior Court No. 6.**

310.30 All criminal charges shall be filled as otherwise provided in these rules. However, **after a charge has been filed, if a defendant is accepted by Drug Court, a judge may transfer the defendant’s case to Drug Court for services in accordance with Drug Court policies and procedures.**

310.40 If a probationer is referred to and is accepted by Drug Court, a judge may transfer the case to drug Court and require a probationer to participate in Drug Court in accordance with Drug Court policies and procedures as a condition of probation.